

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**Count 1: 18 U.S.C. § 1952(a)(3) - Interstate  
Travel in Aid of RacketeeringForefeiture Allegation: 18 U.S.C. § 981(a)(1)  
(C); 28 U.S.C. § 2461(c)☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony**PENALTY:**5 years imprisonment, \$250,000 fine, 3 years supervised release,  
\$100 special assessment, deportation, forfeiture**E-filing****PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Bureau of Immigration and Customs Enforcement

☐ person is awaiting trial in another Federal or State  
Court, give name of court☐ this person/proceeding is transferred from another  
district per (circle one) FRCrP 20, 21 or 40. Show  
District☐ this is a re prosecution of  
charges previously dismissed  
which were dismissed on  
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a  
pending case involving this same  
defendant☐ prior proceedings or appearance(s)  
before U.S. Magistrate regarding  
this defendant were recorded underSHOW  
DOCKET NO.MAGISTRATE  
CASE NO.Name and Office of Person  
Furnishing Information on  
THIS FORM**JOSEPH P. RUSSONIELLO**☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y  
(if assigned)**PETER B. AXELROD**Name of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

YONG SUN AUSTIN, a/k/a

DISTRICT COURT NUMBER

**CR 08****0056**

DEFENDANT

**IS NOT IN CUSTODY**

- 1) ☒ Has not been arrested, pending outcome this proceeding.  
If not detained give date any prior summons  
was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

**IS IN CUSTODY**

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges
- If answer to (6) is "Yes", show name of institution

Has detainer  
been filed?☐ Yes  
☐ NoIf "Yes"  
give date  
filed**DATE OF  
ARREST**

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

**DATE TRANSFERRED  
TO U.S. CUSTODY**

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS\*☐ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\*Where defendant previously apprehended on complaint, no new summons  
or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

JOSEPH P. RUSSONIELLO (CSBN 44332)  
United States Attorney

FILED  
CRFED-6 PM 2:26  
RICHARD W. WIERING  
U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MHP

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

CR No. 08

0056

Plaintiff,

VIOLATION: 18 U.S.C. § 1952(a)(3) –  
Interstate Travel in Aid of Racketeering

v.

YONG SUN AUSTIN,  
a/k/a Tammy,

SAN FRANCISCO VENUE

Defendant.

INFORMATION

The United States Attorney charges:

COUNT ONE: (18 U.S.C. § 1952(a)(3) – Interstate Travel in Aid of Racketeering)

1. On or about March 23, 2005, in the Northern District of California, the defendant

YONG SUN AUSTIN,  
a/k/a Tammy,

did knowingly use a facility in interstate commerce, with the intent to promote, carry on, and facilitate the promotion and carrying on of an unlawful activity, as defined in Title 18, United States Code, Section 1952(b), and thereafter, performed and attempted to perform this same unlawful activity, in violation of Title 18, United States Code, Section 1952(a)(3).

FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(C); 28 U.S.C. § 2461(c))

2. The allegations contained in Count One of this Information are realleged as though fully set forth herein.

INFORMATION

3. As a result of the offense alleged in Count One, above, the defendant

YONG SUN AUSTIN,  
a/k/a Tammy,

shall forfeit to the United States all property constituting, or derived from, said offense.

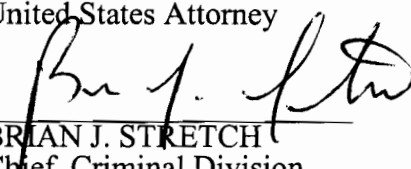
4. If, as a result of any act or omission of the defendants, any of said property


- a. cannot be located upon the exercise of due diligence,
- b. has been transferred or sold to, or deposited with, a third person,
- c. has been placed beyond the jurisdiction of the Court,
- d. has been substantially diminished in value, or
- e. has been commingled with other property that cannot be divided without difficulty,

the defendant shall forfeit any and all interest that the defendant has in any other property, not to exceed the value of the property subject to forfeiture under this provision.

DATED: 1-7-08

JOSEPH P. RUSSONIELLO  
United States Attorney

  
BRIAN J. STRETCH  
Chief, Criminal Division

(Approved as to form. )

AUSA Axelrod  
AUSA Beeler